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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91222051
Party	Plaintiff Kraft Foods Group Brands LLC
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Submission	Other Motions/Papers
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Date	05/06/2016
Attachments	Fully Executed Joint Stip to Dismiss Without Prejudice.pdf(595179 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. 86/346,128
Mark: MIRACLE WHIPPED

KRAFT FOODS GROUP BRANDS LLC,

Opposer,

Opposition No. 91222051

-against-

IT'S A 10, INC.,

Applicant.

**JOINT STIPULATION TO WITHDRAW APPLICATION AND DISMISS
OPPOSITION PROCEEDING WITHOUT PREJUDICE**

The Parties, through their undersigned counsel, pursuant to Trademark Rules of Practice 2.106(c) and 2.135, 35 C.F.R. §§ 2.106(c) and 2.135, hereby stipulate as follows:

1. Applicant's Application Serial No. 86/346,128 for MIRACLE WHIPPED is hereby withdrawn with the consent of Opposer, without prejudice, and without entry of judgment;
2. The above-referenced Opposition proceeding and all claims asserted therein are dismissed with the consent of the Parties, without prejudice, and without entry of judgment against either Party.

FROSS ZELNICK LEHRMAN & ZISSU,
P.C.

By: 

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*Attorneys for Opposer Kraft Foods Group
Brands LLC*

Dated: New York, New York
May 6, 2016

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Attorneys for Applicant It's a 10, Inc.

Dated: New York, New York
May 6, 2016

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of May, 2016, I caused a true and correct copy of **JOINT STIPULATION TO WITHDRAW APPLICATION AND DISMISS OPPOSITION PROCEEDING WITHOUT PREJUDICE** to be served on Applicant by sending a copy of the same via First Class U.S. mail, postage pre-paid to Applicant's counsel:

Merry L. Biggerstaff
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Yuoseph Karzoan